

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Appln. No.: | 10/663,103 | Confirmation: | 1627 |
| Applicant: | John D. REED | Art Unit: | 2618 |
| Filing Date: | September 16, 2003 | Examiner: | DEAN, Raymond S. |
| Title: | System, Method, and Apparatus for Establishing Headroom for a Mobile Station | | |

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

EFS Filing
Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Notice of Allowance and Fee(s) Due dated March 23, 2009,
please consider the following remarks:

The Notice of Allowability interprets "variance" in accordance with a broad,
general definition of "discrepancy" while the Application refers to the narrower
interpretation of variance as defined according to the field of probability theory. Thus,
the Notice of Allowability is not accurate with respect to the narrower definition of
"variance".

Respectfully submitted,

Please send correspondence to:
Motorola, Inc.
Intellectual Property Dept. (SYC)
600 North U.S. Highway 45, W4-39L
Libertyville, IL 60048
Customer Number: 20280

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|---------------------------------|------------------|
| By: <u>/Sylvia Chen/</u> | <u>08FEB2010</u> |
| Sylvia Chen | Date |
| Attorney for Applicant | |
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